

Article 8. Mechanical Code

4-801 ADOPTION OF THE MECHANICAL CODE. "The International Mechanical Code, 2003 Edition" is hereby adopted by reference as the Mechanical Code of the City of Gardner, Kansas, and not less than three (3) copies of last edition of said code, marked and showing portions that are amended and to which shall be attached a copy of amendments shall be filed with the City Clerk and shall be open to inspection and available to the public at reasonable business hours. Official copies of such code shall be supplied at the cost of the City to the officials and agencies in the manner listed and set forth in K.S.A. 12-3010. Subsequent references to the "Mechanical Code" shall mean "The International Mechanical Code, 2003 Edition". (Ord. 2087, Sec. 4)

4-802 AMENDMENTS TO THE CODE. The "Mechanical Code" as adopted by section 4-801 is hereby amended and changed to read as follows:

802.1 Section 101.1 is hereby amended to read:

Title:

The regulations shall be know as the Mechanical Code of the City of Gardner, Kansas, hereinafter referred to as "this code".

(Ord. 2087, Sec. 4)

802.2 Section 301.1 is hereby amended by adding the following paragraph:

All work performed in which any connection to potable water must be done in accordance to Ordinance No. 1653 on cross-connections.

(Ord. 2087, Sec. 4)

802.3 Section 110 is hereby amended to read as follows:

Board of Appeals: The same board as appointed to act as a Board of Appeals for the building code shall act a Board of Appeals for the Mechanical code.

(Ord. 2087, Sec. 4)

802.4 Section 106.5.2 is herby amended to read as follows:

The fees for mechanical work shall be as indicated:

1. All residential mechanical permit fees shall be twenty dollars (\$20.00)
2. All commercial mechanical permit fees shall be forty dollars (\$40.00)
3. Re-Inspection fee shall be thirty dollars (\$30.00) each.
4. The fee for mechanical inspection outside of normal business hours is forty dollars (\$40.00) per hour.

(Ord. 2087, Sec. 4)

802.5 Section 106.5.3 is herby amended to read as follows:

Fee Refunds. The code official shall authorize the refunding of fees as follows:

1. The full amount of any fee paid hereunder which was erroneously paid or collected.
2. Not more than seventy-five (75%) percent of the permit fee paid when no work has been done under a permit issued in accordance with the code.
3. Not more than seventy-five (75%) percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or cancelled before any plan review effort has been expended.

The Code Official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than 60 days after the date of fee payment.

(Ord. 2087, Sec. 4)

802.6 Section 108.4 is hereby amended to reads follows:

Violation Penalties:

Penalties: The violation of any provision of this Code shall be deemed to be a misdemeanor; and any person, firm, association, partnership or corporation convicted thereof shall be punished by a fine of not less than \$100.00 or greater than \$500.00 per offense; and the City shall further have the authority to maintain suits or actions in any court of competent jurisdiction for the purpose of enforcing any provisions of this Code and to seek civil penalties in the amount of not less than \$100.00 or greater than \$500.00 per offense and to abate nuisances maintained in violation thereof, and in addition to other remedies, institute injunction, mandamus, or other appropriate action or proceeding to prevent such unlawful erection, insulation, alteration, addition, repair, relocation, replacement, maintenance, or use of any plumbing system or to correct or abate such violation, or to prevent the occupancy of said building, structure or land. Each day a violation of this Code shall continue shall constitute a separate offense.

(Ord. 2087, Sec. 4)

802.7 Section 108.5 is hereby is amended to read:

Replace the words "Amount" with the number "One Hundred (100)" and "Five Hundred (500)" respectively.

(Ord. 2087, Sec. 4)